

From: "Marlow, Scott \(ATG\)" <ScottM4@ATG.WA.GOV>  
To: "Fowlow, Jeffrey" <Fowlow.Jeffrey@epa.gov>  
"Hickey, Cynthia" <Cynthia.Hickey@kingcounty.gov>  
Date: 5/8/2018 1:47:57 PM  
Subject: RE: Pillon

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As far as I am aware that is the plan. We are working thru a number of issues with regard to sentencing at the moment - not the least of which is what to do with the property (i.e. take ownership or . . .)

-----Original Message-----

From: Fowlow, Jeffrey [mailto:Fowlow.Jeffrey@epa.gov]  
Sent: Tuesday, May 08, 2018 1:46 PM  
To: Hickey, Cynthia <Cynthia.Hickey@kingcounty.gov>; Marlow, Scott (ATG) <ScottM4@ATG.WA.GOV>  
Subject: RE: Pillon

Hey, guys, any word on your plans for this? Are you still planning to request EPA assistance?

-----Original Message-----

From: Hickey, Cynthia [mailto:Cynthia.Hickey@kingcounty.gov]  
Sent: Friday, April 20, 2018 10:50 AM  
To: Fowlow, Jeffrey <Fowlow.Jeffrey@epa.gov>  
Cc: Ben Billick <bbil461@ecy.wa.gov>; Scott A. Marlow (scottm4@atg.wa.gov) <scottm4@atg.wa.gov>; Di Toro, Leonard <Leonard.DiToro@kingcounty.gov>  
Subject: RE: Pillon

Thank you very much for your thoughtful and detailed reply! I will confer with my colleagues and figure out our next steps.

-----Original Message-----

From: Fowlow, Jeffrey [mailto:Fowlow.Jeffrey@epa.gov]  
Sent: Friday, April 20, 2018 10:47 AM  
To: Hickey, Cynthia <Cynthia.Hickey@kingcounty.gov>  
Subject: RE: Pillon

No, any government agency, or even a private citizen, can petition for EPA to look into a problem or provide assistance. I guess I assumed Ecology was the lead agency on site, but I guess that may not have been true.

I suggest you send one of my managers (address below) a letter on letterhead that states your case and concerns. I would stress your concerns for human health, neighbors, Lake Washington, anything you know about threatened habitat or resources. In my mind, removing and disposing of surface, visible, containers of hazardous substances would go a very long way towards reducing the potential and existing releases to the environment. There certainly is a long term soil cleanup that is likely necessary, but removing and disposing the 1000s of containers on site is a very big first step. (FYI, in the California Wildfires this fall, EPA went through all the houses/properties in Sonoma (this was my field area) and Napa counties and removed hazmat. That action made it much easier and more efficient for demolition crews to come in and clear burn debris from lots knowing the hazmat had been removed first. I see this as a very similar operation. Getting the big obvious hazmat out of the way removed the obvious risk, and makes the debris removal a much more manageable job for other

agencies.) If you agree with this and believe the county may someday get involved with a solid waste debris removal, it may help to make a case that EPA removing the visible hazmat first, makes the debris removal more likely to be accomplished. In other words, the county has skin in the game (eventually), too.

The next thing to emphasize is the lack of cooperation from the property owner, NOVs, fines /penalties levied, complaints from neighbors, enforcement actions taken, etc. Basically, the history of trying to get Mr. Pillon to take care of things himself and his unwillingness to do so. His recent conviction should make it abundantly clear he is unwilling to admit and address the problem.

Finally, you will need to make the case that the county doesn't have the financial, manpower, and/or technical resources to handle this portion of the job. One criteria I have to address, by law, is if there are other parties able to perform the work. EPA has to be the last resort. It may help to coordinate with Ecology if both agencies agree.

My immediate supervisor is Wally Moon. His manager and the manager of the Emergency Response Program is Calvin Terada. Calvin's manager is the Director of Environmental Cleanup, Sheryl Bilbrey. A letter to any or all of them is going to get attention. If you elect to pursue this, please copy me on the letter so that I can help bird dog the letter through our bureaucracy.

Call if you have any questions.

Jeffrey Fowlow, PG, CHMM  
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U.S. Environmental Protection Agency  
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Cell: 206-225-5582

-----Original Message-----

From: Hickey, Cynthia [mailto:Cynthia.Hickey@kingcounty.gov]  
Sent: Thursday, April 19, 2018 3:01 PM  
To: Fowlow, Jeffrey <Fowlow.Jeffrey@epa.gov>  
Subject: Pillon

As you've probably heard, Mr Pillon was found guilty on all three counts.

The judge put conditions on Pillon such that he can't accept any more material on site or so any more recycling operations. The WSP was also given permission to do 3D mapping using drones on the property.

You mentioned that you were surprised that Ecology hadn't requested the EPA to remove the containers off the property to reduce the risk. What would EPA need to start that process? Can it come from King County or does the request have to come from Ecology? Any advice would be appreciated.

Cynthia Hickey  
Source Control Program Manager  
King County Stormwater Services

(206) 477-4710